

## CM/ECF User Guide Implementation of the BAPCPA October 17, 2005

Attorney Filers

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## **Filing of Petitions**

Petitions filed through *Open a BK Case* from the *Bankruptcy* Menu

- On the screen which collects statistical information, two options have been added for the *Type of Debtor* 1) Single Asset Real Estate and 2) Health Care Business.
- The screen which collects information on deficient items has been modified to add the *Means Test Form* Form 22 and the Credit Counseling Certification.
- A new screen collects information for the debtor's statement of presumed abuse.
- For Chapter 7, individual consumer cases:
  - The certification of credit counseling or the certification of exigent circumstances may be included in the PDF with the petition.
  - If not filed with the petition, or as an amendment, use event *Certificate of Credit Counseling, Extend Time for Credit Counseling*, or *Regarding Credit Counseling*.
- Form B22 Statement of Current Monthly Income
  - If filed with petition, include the form in the PDF with the petition.
  - If not filed with the petition, or as an amendment, use event *Statement of Current Monthly Income*.

Petitions filed through Case Upload from the Bankruptcy Menu

- Petitions filed through Case Upload must comply with the *Case Upload Field Specifications*. The specifications can be accessed from the court's web site.
- The Certification of Credit Counseling is required to file the petition.
  - If your case management software does not include the certification in the PDF with the petition, upload the certificate in the designated file upload box on the Case Open Screen.
  - If your case management software includes the certification in the PDF with the petition, do not upload a separate certificate in the designated file upload box on the Case Open Screen.

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## **Documents**

| <b>Document Description</b>   | ECF Menu/ Sub-menu         | <b>Event Summary Description</b>             | Related Code                                   |
|---|----------------------------|--|--|
| Application for wavier of filing fee  | Bankruptcy / Motion        | In forma pauperis                            | 28 USC §1930(f)                                |
| Certificate of Service of Tax Information                                       | Bankruptcy / Miscellaneous | Certificate of Service of Tax<br>Information | 11 USC §521(f)                                 |
| Certification of credit counseling  | Bankruptcy / Miscellaneous | Certificate of Credit Counseling             | 11 USC §109(h);<br>§521(b)(1)                  |
| Certification of financial management course                                    | Bankruptcy / Miscellaneous | Financial Management Course                  | 11 USC<br>§521,<br>§727(a)(11),<br>§1328(g)(1) |
| Motion for Extension/Waiver of Time to File<br>Certificate of Credit Counseling | Bankruptcy / Motion        | Extend Time for Credit Counseling            | 11 USC §109(h)(3);<br>§521(b)                  |
| Debtor's certificate of service of tax information on requestor                 | Bankruptcy / Miscellaneous | Service of Tax Information                   | 11 USC §521(f)                                 |
| Motion for access to tax information  | Bankruptcy / Motion        | Access to Tax Information                    | 11 USC §521(f)                                 |
| Motion regarding credit counseling  | Bankruptcy / Motion        | Regarding Credit Counseling                  | 11 USC §109(h)(4);<br>§521(b)                  |
| Motion requesting court to enter an order dismissing case                       | Bankruptcy / Motion        | Dismiss Case under 521(i)                    | 11 USC §521(i)                                 |
| Petition to court to certify conditions for direct appeal to circuit court      | Bankruptcy / Appeal        | Petition Requesting Direct Appeal            | 28 USC §158(d)                                 |

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| <b>Document Description</b>                            | ECF Menu/ Sub-menu         | <b>Event Summary Description</b>    | Related Code      |
|--|----------------------------|-------------------------------------|-------------------|
| Request to debtor for copy of debtor's tax information | Bankruptcy / Miscellaneous | Request for Tax Information         | 11 USC §521(f)    |
| Statement of Current Monthly Income (Form B22)         | Bankruptcy / Miscellaneous | Statement of Current Monthly Income | 11 USC §707       |
| Tax information  | Bankruptcy / Miscellaneous | Tax information                     | 11 USC §521(f)    |
| Trustee's request declining dismissal of case          | Bankruptcy / Trustee       | Declining Dismissal of Case         | 11 USC §521(i)(4) |